103864.200 US1   PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: FRIEDLAND et al.   Examiner: Susanna M. Meinecke Diaz

Serial No.: 09/307,187   Art Unit: 3623

Filed: May 7, 1999

For: COMPUTER IMPLEMENTED RESOURCE ALLOCATION MODEL
        AND PROCESS TO DYNAMICALLY AND OPTIMALLY SCHEDULE
        AN ARBITRARY NUMBER OF RESOURCES SUBJECT TO AN
        ARBITRARY NUMBER OF CONSTRAINTS IN THE MANAGED
        CARE, HEALTH CARE AND/OR PHARMACY INDUSTRY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Dear Sir:

        Applicant appeals to the Board of Patent Appeals and Interferences from the Official
Action dated March 30, 2004 rejecting claims 1-8, 10-23 and 27-83.

        The items checked below are appropriate:

        1. [X] The fee for filing this Notice of Appeal is attached.

10/15/2004 SCALLIHA 00000001 080219   09307187
Sale Ref: 00000001 DA#: 080219 [X] other than small entity Fee $330.00
01 FC:1401   330.00 DA
02 FC:1253   950.00 DA   [ ] small entity   Fee $165.00

        2. [X] Applicant petitions for a 3-month extension of time to reply to the final rejection. The
                appropriate fee is attached.

                [X] other than small entity
                [ ] $ 110.00   [ ] $420.00   [X] $530.00 ($950 - $420
                [ ] $1,480.00   [ ] $2,010.00   paid with Amendment
                                                                  filed August 30, 2004)

                [ ] small entity
                [ ] $ 55.00   [ ] $210.00   [ ] $475.00
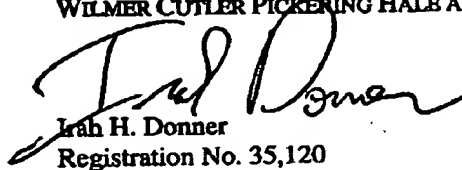   [ ] $740.00   [ ] $1,005.00

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3. [X] A Response to the final rejection was timely filed on August 30, 2004 with the appropriate fee but not entered.

4. []   A check in the amount of $ .00 is attached.

5. [X] Please charge the applicable fee(s) to Deposit Account No. 08-0219.

6. [X] The Commissioner is authorized to charge any deficiency in any patent application processing fees pursuant to 37 CFR §1.17, including extension of time fees pursuant to 37 CFR §1.17(a)-(d), associated with this communication and to credit any excess payment to Deposit Account No. 08-0219.

Respectfully submitted,

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Date: _____ 9/28/04

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